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Supreme Court, U.S.
FILED
APR 23 1987
JOSEPH F. SPANIOL, JR.
CLERK

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 1986

No._____

JOE L. EDWARDS, APPELLANT,

V.

ANNETTA EDWARDS TURNER, APPELLEE,

APPEALED FROM THE SUPREME COURT OF

MICHIGAN.,

JURISDICTIONAL STATEMENT.

JOE L. EDWARDS, APPELLANT
20805 Plymouth
DETROIT, MICHIGAN 48228

15 pp

DITOR'S NOTE:

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T THE TIME OF FILMING. IF AND WHEN A
ETTER COPY CAN BE OBTAINED, A NEW FICHE
ILL BE ISSUED.

QUESTIONS PRESENTED

Whether the Supreme Court of Michigan proerly or improperly decided and ordered the defendant-appellant timely filed leave to apeal was denied. Because we are not persuaded that questions presented should be reviewed by this Court. Where a decision for relief could have been granted to defendant-appellant on grounds of no notice of hearing never was served upon the defendant" by appellee(s attonerys or by the Court and on other grounds such as the unlawful abuse of process and prejudices and judicial prejudices and judicial abuse of process that was unlawful conitted by three or more Wayne County Circuit Court judges in number 73-244-027 DM and was affirmed by the Court of appeals Judges where there was no opposing brief filed by the appellee or her attonery(s) in No. 76865 Decided April 30, 1986.

Whether the Act of the United States Congress in enacting the law of Title 42,United

Whether or not Title 42, United States Code. Section 659 was enacted by United State Congress to Make money Execution on Disability Social Security benefits where a lump sum is due and payable to the defendant-appellant.

Whether or not the law of Title 42 United States Code Section 659 are needed where it is clear facts that the Disability Operation of the Social Security Administration on their own action made the childrens payments directly to the wife of the defendant-appellant childrens until each child attains the age of 18, years old.

Whether Michigan Statutes Annotated 25, 176(11)(1) And Michigan Statutes Annotated 25, 164,(4) are within the frame work of the United States Constitution requirement. or is it"in conflict" With Title 42 United States Code. Section 407(A)and(b) or was this recentlly enacted law of Michigan Public Act 294 and 295 which was enacted in 1982 by michigan

States Code. Section was meant to make execution on the defendant-appellant disability Social Security benefits where childrens entitled benefits have been paid out of defendant-appellant disability social security benefits from 1971 to 1980 and was being paid to the wife of denendant before the wife filed for a divorce.

Whether or not Title 42 United States Code Section 659 are in conflict with Title 42 United States Code. Section 407(a)(b) due to Section 659 does not refere to Title 42 United States Code.Section 407(a)and(b) which states no other provision of law enacted before,on, or, after the date of the enactment of this Section (enacted) Aug. 14, 1935, may be construed to limit supersede or other wise modify the provision of this section except reference to this section (as Amended Apr. 20,1983 P.L. 98 21 Title III part. C. 335(A) 97 Stat 130).

legislature took effect July 1, 1983 or was this Michigan law abused used on the defendant-appellant Joe L. Edwards by plaintiff attonery Harold R. Goldberg and Wayne County Circuit Court Judges Marianne O. Battani. where no minor childrens not involved in No. 73-244-027 DM Friend Of Court No. 287603 and fromer wife have remarried August 31, 1974 she was granted a divorce August 30, 1974

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IN THE SUPREME COURT OF THE UNITED STATES

October Term, 1986

JOE L. EDWARDS, THE APPELLANT

VS.

ANNETTA EDWARDS TURNER, APPELLEE

Pursuant to Rules 13(2) and 15, of the Rules of the Supreme Court of the United States, appellant Joe L. Edwards, files this statement on the basis of it is law that the Supreme Court of the United States has jurisdiction to review the order entered by the Supreme Court of the State of Michigan the 26, day of January 1987 and review the decision from the Court of Appeals the State of Michigan by reason it is believe the Court of appeals have made a decision is being repugnant to the Constitution, and law treaties of the United States Title 42, U.S.C 407(a). in this case and should exercise such jurisdiction herein.

OPENION(S) BELOW

The opinion-order of the Supreme Court of the State of Michigan in number 79185(39) On order of the Court, the motion in properia persona for rehearing is treated as a motion for reconsideration of this Court's order of October 27, 1986, and it is DENIED, because it does not appear that the order was entered erronously. Dated the 26,day of January 1987 and is included herein as Appendix hereto infra page 1B,2B 3B-4B

GROUNDS OF JURISDICTION OF SUPREME COURT

This appeal arises from an unlawful action of illegal procedures of abuse of process and judicial prejudices,and judicial abuse,of process on the unlawful procedures comitted by appellee attonery's Harold R. Goldberg personal making orders and not filing or serving the pleading motions upon the defendant-appellant that deprived the defendant in number 73-244-027 DM of any opportunity to be heard

and contest the appellee pleading or file a cross complaint against the appellee or take other action as permitted by law due to the facts that there are no minor childrens involved and the orders was stamped in total concealment with wayne county circuit court judges who was not the original trial judge nor his successor. Order directing funds Feb. 2,1983 John R. Kirwin Circuit Court Judge September 12, 1983 Order For Income Withholding Marianne O. Battani., And these unlawful obtained orders was in violation of the law Title 42. U.S.C. 407(a). Appellee Attonery(s) Harold R. Goldberg served the February 2,1983 order directing funds upon the Social Security Administration branch office at 19355 livernois Detroit, Michigan 48221 February 2,1983 and upon Social Security Disability operation Baltimore,Maryland by mail February 2,1983 Appendix hereto infra page 5B 6B 7B before the expiring of 20,days that the defendant have to appeal when service is made upon the

defendant Joe L. Edwards., Appellant learned about the order by a letter mailed to appellant from the social security Administration branch office 19355 livernois Detroit, Michigan 48221 February 2, 1983 Appendix hereto infra page 8B 9B The appellee attonery Harold R. Goldberg made another order. Order for Income Withholding and did not file or serve any pleading motion upon the defendant appellant at all which deprived defendant-appellant any opportunity to be heard or contest the appellee pleadings September 12,1983 Order For Income Withholding. Marianne O. BATTANI Circuit Court Judge and that order was served upon the FORD MOTOR COMPANY RETIREMENT BOARD OF ADMINISTRATION DETROIT MICHIGAN before the expiring of 20 days that defendant have to appeal pursuant to Michigan General Court Rules of 1963 803.1, Appendix hereto infra page 10B 11B 12B 13 Appellee attonery Harold R. Goldberg Made another for Order For Disbursement of Funds without fil-

ing or serving the pleading motion for that order. Stamped with William Leo Cahalan Circuit Court Judge February 1,1984 a Copy of that order was mailed to defendant-appellant about February 7,1984 by appellee attonery Harold R. Goldberg. Defendant appellant filed a motion to have the unlawful order of February 1, 1984 set aside. The motion was heard by Circuit Court Judge William Leo Cahalan. the motion was denied he did not clearly understant why the motion was before him. Moreover Judge William Leo Cahalan did not sign the order denying the motion to Void or in the alternative set aside order for disbursement of disability funds dated february 1, 1984 on March 8, 1984 defendant received in the mail order dening Defendant Motion Stamped March 5,1984 Present HON. Thedore R. Bohn Circuit Court Judge Appendix hereto infra page 14B 15B 16B 17B 18B.

When the motion was denied by Judge Will-

iam Leo Cahalan Circuit Court Judge March 2, 1984. A timely notice of appeal was filed on March 2, 1984 in the Court of Appeals the State of Michigan. Pursuant to Michigan General Court Rules of 1963 Rule 801 .1 For Writ of Prohibiting the Orders of February 1,1984

The jurisdiction of this Court is invoked under the provision of Title 28 United States Code, Section 1257(1), 1257(2);

Case that sustain the jurisdiction of this Court is included in fote note.

STATEMENT OF THIS CASE

The facts of this case underlying this appeal are as follows; This cause of appeal by defendant-appellant are due to the facts that no notice of hearing neither no pleading motion never was served upon the defendant by the plaintiff attonerys or the court to allow the defendant any opportunity to be ----------

Armstrong V. Manzo (1965) 380 US 545, 14 L Ed 2d 62,65, 85 S Ct 1187.

heard in court before the order for disbursement of fund stamped signed February 1,1984 by Circuit Court Judge William leo Cahalan.

Which deprived the defendant his rights to contest the unlawful order for disbursement of funds that was unlawful attached in previous illegeal proceedings by three or more Wayne county Circuit COurt judges. And this appeal are futher about abuse of process and judicial prejudices and judicial abuse of process in assistance plaintiff attonery Harold R. Goldberg who made the unlawful orders for the disbursement of funds that was unlawful attached. The defendant-appellant have the rights to contest any pleadings that the plaintiff or former wife file against defendant (Joe L. Edwards). Appellant Joe L. Edwards presented oral arguement January 17,1985 that no opposition oral arguement neither any no opposing brief was filed by the appellee or her attonery's. Appellant pointed out that plaintiff attonery Harold R. Goldberg had

obtained the unlawful release of disbursement of funds that was illeathed social security disability benefits and other disability of the appellant. And this appeal are for writ of prohibition order prohibiting the unlawful release of orders for disbursement of funds unlawful obtained February 1, 1984, under the provision of the State of Michigan General Court Rules of 1963 Rule 801.1 The Court of appeals April 30, 1986 Clearly shows prejudices against the appellant. The Court of appeals states on page (1) of their decision.

After the divorce 1974 defendant was chronically in arrears on the child support paymment. This resulted in palintiff seeking numerous Court orders to find defendant guilty of contempt of court. In this decision from the Court of appeals. Further disregarded the law and pertinent rules that govern plaintiff pleadings that the defendant was deprived of his rights of any opportunity to be heard in

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Foot note Eigner V. Eigner (1977) 261 N.W. 2d 254 79 Mich. App. 189

in Court before the plaintiff and her attonerys the order which are unlawful as this Court of appeals are further prejudice to the appellant. Due to the facts and law the defendant are well within his right to a notice of hearing and the opportunity to be heard and contest any pleading that plaintiff file against the defendant-appellant. Moreover the law and General Court Rules of 1963 Rule 729 .2 (6) the court shall not award an amount in gross for the support of a child or childrens unless safeguards are provided to insure that the funds is available for the support of a child or childrens during the period for which support is required. Defendant-appellant support period was from august 30,1974 until the youngest child attains the majority or 18, years old. The Court of appeals have

Foot note Jurisdiction in divorce cases is statutory, and every power exercised by court must have its source in statutes or it does not exist. Ewald V. Ewald (1968) 166 N.W.2d 49,14 Mich. App 665

all the trial Judge Joseph G. Rashid official transcript of original trial judge of 1974 and defendant youngest child his daughter veronica Edwards was born July 15, 1963 and she was 18, years old july 15, 1981 and she have two childrens of her on choice her first child was born December 8, 1981, the plaintiff and her attonerys could get defendant-appellant found in contempt of court before the original trial judge the late Joseph G. Rashid. He died in the later part of 1981. Defendant-appellant believes the court of appeals are further prejudices against the defendant as Appellant Joe L. Edwards believes on the basis that the manny cases that cant be reported due to michigan law and General Court Rules 821 1. is printed on pink paper. Defendant believes in their decision in No. 76865 their decision are being repugnant to the constitut

Foot Note Copeland V. Copeland (1981) 311 N.W. 2d 452, 109 Mich. App. 683

ion and against the laws and treaties of the united states and against the validity of Title 42, United State Code. Section 407(a)(b) and against the bill of right that are incroped within the United States Constitution in this case.

SUBSTANTIALITY FEDERAL QUESTIONS

This appeal presents important and substantial question, as hereinafter described in that, The Court of appeals in their decision April 30, 1986 are trying to justify plaintiff and her attonery Harold R. Goldberg unlawful obtained orders of February 1, 1984 for Order for disbursement of funds. That was unlawful attached with unlawful obtained orders of February 2, 1983 and September 12, 1983 as the Court of appeals judges found out that the defendant-appellant had no other income the Courts of appeals judges unlawful affirmed the prejudices of the lower circuit court

unlawful order for the disbursement of unlawful attached disability benefits which the plaintiff attonery Harold R. Goldberg made illegal execution on defendant disability benefits with the unlawful obtained orders. The decision from the court of appeals are prejudice against the defendant-appellant and their decision is being repugnant against the Constitution of the United States and the Bill of rights and Statutes of the United States Title 42 United States Code. Section 407(a)(b) And in clear view of the appendix records that the wife of the defendant childrens have been paid to her and the childrens before and after former wife obtained a divorce in 1974 out of defendant disability Social Security benefits. Appendix hereto infra page 19B-to 26B The monthly amount was increased each year with the cost of living clause.

Moreover these unlawful orders was unlawful obtained out of the State Court and there was illegal execution on defendant Joe L.

11-1

Edwards Social Security Disability benefits and Ford Motor Company Disability Benefits in violation of the law" and Title 42 United Statutes 407(a)(b) Futher more defendant-appellant was unlawful sentenced to one year in Jail for $9.000.00 or one year in jail Oct. 20 1977 to August 19 1978 the one year in jail was by another judge James Canham that was sitting in a room not reconsized as a Court. This are appendix in defendant-appell ant court of appeals brief No. 76865 and court of appeal decision April 30, 1986 do not mention anything about the one year in jail or $9.000.00. The court of appeals judges was prejudices in this also due to the facts subtract $9.000.00 from $20,000.00 and the balance would be $11.000.00 The time served in jail by the defendant are appendix to the brief in the court of appeal and appendix hereto infra page 27B-34B Former wife was receiving Disability checks for the childrens

while the defendant was in jail for one year The official transcript however, in view that this man's potentila or what he is already drawing and what he may get through Workmen's Compensation I'm going order him to pay $30. 00 a month on account of the house payment. The trial Judge erred and such an error is reversal because the defendant Joe L. Edwards never got any Workmen's Compensation. And that doided the trial Judge order due to the adjudication he adjudged no alimony to either party and that also made the $25.00 a week reversal because of the defendant not getting any workmen's Compensation and because of the defendant not getting Workmen's Compensation the plaintiff and her attonerys unlawful obtained the orders for orders directing funds and order for income withholding income with out allowing the defendant any opportunity to be heard in court to contest the unlawful obtained orders for disbursement of funds Feb.

1, 1984. The official trial transcript of July 29,1974 states that the wife portion of Social Security Disability be stopped. That was a spouse entitlement received from her husband disability benefits that are contained in the law title 42 United States Code 416 (d) and that is a reversal error due to the amount that a wife would receive now about $150.00 a month. The defendant do not know how much money that the plaintiff and her attonery got from the FORD MOTOR COMPANY UAW Pension Dapartment. The Ford Motor Company Pension Department says that the Defendant owe the some money. Defendant do not know how money the plaintiff attonery unlawful obtained from the Social Security Disability operation. A portion of defendant disability benefits received from the Ford Motor Company from 1969 to 1983 was part of Social Security disability benefits. Being paid to Joe L. Edwards until Social Security disability benef-

its be redetermined from an illegal ceaseation of benefits and was reinstated September 22, 1982. Plaintiff-appellee Attonery harold R. Goldberg made the illegal execution on the defendant disability benefits February 2, 1983 and the court did not make the illegal execution on defendant disability benefits twice February 2, 1983 and September 16, 1983. The Friend of Court refunded about $32.00.00 in 1986 which prove there was illegal and unlaw ful execution on defendant-appellant disability benefits.

CONCLUSION

For the reasions stated above, appellant submits that this appeal brings brfore the Court substantial and important questions, and important federal questions which require plenary consideration, with brief on the merits and oral arguement maybe need for their resolution, and that the appellant

believes that such decision by the Court of appeals the state of michigan and the lower Wayne County Circuit Court judges made orders and decision being repugnant to the statutes and laws of the united States Title 42, United Code, Section 407)a)(b).

Dated April 18th 1987

Joe L. Edwards

Respectfully submitted by

Joe L. Edwards The Appellant

20805 Plymouth

Detroit, Michigan 48228

SUMMARY OF ARGUEMENT

The appellant moves before this Supreme Court of The United States and states that appellant believes the reason the State of Michigan Supreme Court Denied Appellant leave to Appeal, because the State Supreme Court order believes that the decision from the Court of appeals and the lower Wayne County Circuit Court Judges and plaintiff lawer Harold R. Goldberg unlawful action are Federal case. And the appellant move for plenary consideration for relief from the JUSTICES of this Supreme Court of The United States.

The decision from the Court of appeals and Wayne County Circuit Court orders are repugnant to the Constitional laws and treaties of the United States and Title 42 United States Code. Section 407(a)(b) Statutes and the decision and orders are illegal no matter how obtained because the orders was under the State of Michigan plan which are illegal

and against the Constitution bill of rights of the United States and the decision from the court of appeals in number 76865 maybe the reason that Michigan Supreme Court Order of 26, day of January 1987 was denied again of leave to appeal. The Court of Appeals affirmed the lower Court order that was unlawful obtained by the plaintiff attonery Harold R. Goldberg February 1, 1984 September 12, 1983 and February 2, 1983 and March 5, 1984

Moreover the plaintiff attonery's Unlawful action is appeable also. The Court of appeals total disregarded the attonery unlaw ful action comitted in the lower Circuit Courts amoung three or more Circuit Court Judges without a trial or a hearing allowed to the defendant Joe L. Edwards. And the Court of appeals total disregarded appellant writ of prohibition to prohibit the unlawful-obtained orders of February 1, 1984 unlawful obtained in the Wayne County Circuit Court by Plaintiff Attonery's the Court of Appeals made prejudices

statements against the appellant. Such as the defendant was ordered to make the mortage payments on the home until the mortage was extinguished. The Trial Court Transcript of the late judge Joseph G. Rashid ordered Former Wife Annetta Edwards Turner to make all mortage payments on the home of 16800 birwood detroit Michigan 48221. and the trial judge stated that in view of this man potential of getting workmen's Compensation he was going to order the defendant to pay $30.00 a month toward the mortage payments and $25.00 a week per Child. and further adjudged that anytime the defendant financial circumstances changes all the defendant have to do to come back to court and tell him (Judge Joseph G. Rashid)

Futhermore appellant former wife and all of his childgens are covered with insurance from blue cross and blue shild world wide with medical and dential care until each child marry.

The plaintiff attonery Harold R. Goldberg unlawful obtained about $20,000.00 with his

illegal execution on defendant-appellant disability benefits from the Social Security Disability Operation and The Ford motor Company pension disability division/. The Court of appeals decision are contrary to facts and law as it is beleives by appellant that the court of appeals judges who wrote the decision so that any one read the decision might believe their written decision of April 30, 1986 the court of appeals judges may have forgotten appellant oral arguement due to the facts that oral arguement was held January 17th 1985 and their decision was dated April 30,1986 in No. 76865. The Court of Appeals Judges did not address appellant writ for prohibition of the orders unlawful obtained in the lower Court made by Plaintiff-appellee attonery's Harold R. Goldberg and stamped with the varity of Circuit court Judges with allowing the benefit of a trial or hearing, and the facts that the Court of appeals judges in Number 69647 stated

in that decision the order couldn't (not) be appealed because there was no transcript. the appellant never could obtaine a transcript to the February 2, 1983 order due to the facts that no transcript was recorded any of the unlawful proceedings of February 1, 1984 March 5, 1984 September 12, 1983 February 2, 1983 the only transcript that was recorded was when appellant filed the motion to void or in the alternative set aside the February 1,1984 unlawful order for disbursement of Funds and there was no way that the reporter could record what was said in court March 2 1984 because the lawer and the friend of court official and the Judge Cahalan got into an arguement about the stamping of the order of February 1, 1984 Circuit Court Judge William Leo Cahalan did not Signed the order denying defendant-appellant motion heard March 2,2984 the order denied, defendant motion was Stamped March 5, 1984 Theodore R. Bohn. Thereof this case should be reversed on the merits by reason

of the State plan to make execution on the appellant Social Security Disability Benefits where benefits have been paid to former wife. For the Childrens of appellant from 1971 tO 1980. There are other reason for plenary consideration for relief to appellant. Appellant Social Security Disability benefits was reinstated by the United States District Court September 22,1982 in Case No. 81-74637. The Secretary of department of human Service of the Social Security Administration must pay claimant within 120 days after District Court reversing the Secretary. The 120, days expired about January 25.1983. The Disability Operation had no legal right to hold any part of lump sum payment that was payable to the clamant when they received the February 2, 1983 order Directing: funds!! Plus there are other illegal procedure illegally allowing the orders to be held on appellant Social Security Disability monthly benefits for a period over one year from about February 1983 to about

June of 1984 and the Ford Motor Company benefits was held in on appellant for a period of about one year from November 1, 1983 to about October of 1984 which are unlawful.

Appellant move before this Supreme Court of The UNITED STATES to Reverse. And appellant prays for relief.

Dated April 18Th 1987

Respectfully submitted by

Joe L. Edwards

Joe L. Edwards the Appellant

Foot note Chagnon V. Schweiker (1982) DC Vt. 560 F Supp. 71.,

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 1986

JOE L. EDWARDS

APPELLANT

VS

ANNETTA EDWARDS TURNER

APPELLEE

STATE SUPREME COURT

NO. 79185(39)

Affidavit in support of Appeal.

State of Michigan)
County of Wayne) ss

I Joe L. Edwards first being duly sworn on oath deposes and says. 1. That he is the appellant in the above-entitled appeal (2. That he have read the forgoing appeal brief and he he knows the contents thereof, the same is true of his knowledge and belief. Except those matters stated herein to be upon information and belief as he believes them to be true. deponent futher says not.

Joe L Edwards

Subscribed and Sworn to be before me this 20th

day of April 1987

Geraldine M. Lewton

Notary Public

Wayne County Michigan

GERALDINE M. PURCHARD
Notary Public, Wayne County, Mich.
Acting in Wayne Co., Mich.
My Commission Expires February 4, 1991

My Commission Expires _____ 19___

APPENDICES

Appendices

AT A SESSION OF THE SUPREME COURT OF THE STATE OF MICHIGAN, Held at the Supreme Court Room, in the City of Lansing, on the 26th day of January, in the year of our Lord one thousand nine hundred and eighty-seven.

Present the Honorable
DOROTHY COMSTOCK RILEY,
CHARLES L. LEVIN,
JAMES H. BRICKLEY,
MICHAEL F. CAVANAGH,
PATRICA J. BOYLE,
DENNIS W. ARCHER,
ROBERT P. GRIFFIN,
Associate Justices

79185 (39)

ANNETTA EDWARDS TURNER
PLAINTIFF-APPELLEE

V — SC:79185
JOE L. EDWAEDS — COA 76865
Defendant-Appellant — LC: 73-244-027-DM

On order of the Court, the-motion in propria persona for rehearing is treated as a motion for reconsideration of this Court's order of

October 27, 1986 and it is DENIED, because it does not appear that the order was entered erroneously.

1/20

State OF Michigan-ss

I, CORBIN R. DAVIS, Clerk of the Supreme Court of the State of Michigan, do hereby certify that the foregoing is a true and correct copy of an order entered in said court in said cause; that I have compared the same with the original, and that is a true transcript thereform, and the whole of said order,

IN TESTIMONY WHEREOF, Ihave hereunto set my hand and affixed the seal of said Supreme Court at Lansing, this 26th day of January in the year of our Lord one Thousand nine hundred and eighty-seven Jaequiline B. Nae Kiaa on Deputy Clerk.

AT A SESSION OF THE SUPREME COURT OF THE STATE OF MICHIGAN, Held at the Supreme Court Room, in the City of Lansing, On the 27th day of October in the year of our Lord one thousand nine hundred and eithty-six.

Present the Honorable
G. MENNEN WILLIAMS
CHIEF JUSTICE
CHARLES L. LEVIN,
JAMES H. BRICKLEY
MICHAEL F. CAVANAGH,
PATRICA J. BOYLE,
DOROTHY COMSTOCK RILEY,
DENNIS W. ARCHER.
Associate Justices

79185

ANNETTA EDWARDS TURNER,
Plaintiff-Appellee

V

JOE L. EDWARDS,
Defendant-Appellant,

SC: 79185
COA 76865
LC: 73-244-027-DM

On order of the Court, the application in properia persona for leave to appeal is cons-

dered, and it is denied, because we are not persuaded that the questions presented should be reviewed by this Court.

1021

STATE OF MICHIGAN-ss

I,CORBIN R. DAVIS, Clerk of the Supreme Court of the State of Michigan, do hereby certify that the foregoing is a true and copy of an order entered in said cause; that I have compared the same with the original, and that it is a true transcript therefrom,, and the whole of said order.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Supreme Court at lansing, This 27th day of October in the year of our Lord one Thousand nine Hundred and eighty-six.

Corbin R. Davis Clerk

Law Office
MONASH AND MONASH. P.C
333 West Fort Street Suite 1400
Detroit, Michigan 48226

Richard A. Monash
Aronald H. Monash
Harold R. Goldberg

February 2, 1983

Office of Disability Operation
1500 Woodlawn Drive
Baltimore, MD 21241

Atte.: Judy Gibson
Room T7227

Re: Joe Lee Edwards
SSN 432-56-4234

Dear Sirs:

Enclosed herein please find a true copy of an Order Directing Funds, issued by by the Circuit Court for the County of Wayne. if you have any questions concering this matter, please contact me as soon as possible.

Very truly yours,

HAROLD R. GOLDBERG

HRG/Tal
Enclosure, CERTIFIED MAIL -RETURN RECIEPT REQUESTED CC/enc: Mr. Joe L. Edwards

Foot Note this letter are unsigned.

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

ANNETTA EDWARDS,
Plaintiff,
-vs-
JOE LEE EDWARDS,
Defendant,

HON. SHARON T. FINCH
CIVIL ACTION NO.73-244-027 DM
FRIEND OF THE COURT NO.287603

HAROLD R. GOLDBERG (P24982)
ATTONERY FOR PLAINTIFF

ORDER DIRECTING FUNDS

At a session of said Court, held in the City-County Building, City of Detroit, County of Wayne, State of Michigan

ON FEB 02 1983

PRESENT: HON. JOHN R. KIRWIN
CIRCUIT COURT JUDGE

This cause having come on to be heard on February 1, 1983 upon Motion by the plaintiff, and the Court being fully advised in the premises;

It IS HEREBY ORDERED AND ADJUDGED that the Social Security Administration is directed to

send any and all lump sum payments due the defendant, JOE LEE EDWARDS, to the Wayne County Friend of the Court, 600 Randolph Street, Detroit, Michigan 48226 Account No. 287603.

IT IS FURTHER ORDERED AND ADJUDGED That the is to be held by the Friend of the Court until such time as the issue of back child support and back moratge payments are resolved.

IT IS FURTHER ORDERED AND ADJUDGED THAT THE defendant, Joe Lee Edwards, is hereby enjoined from cashing or disbursing any check from the Social Security Administration until such time as a hearing is held before the Court on the issues of child support arrearage and mortage payments.

IT IS FUTHER ORDERED AND ADJUDGED that the Order to show Cause is adjourned pending the Court determination on the above Issues.

IT IS FURTHER ORDERED AND ADJUDGED that the balance of the Judgment of Divorce shall remain in full force and effect. JOHN R. KIRWIN
Circuit Judge

Department of Health and Human Service Social Security Administration 1935 Liverno-is Detroit, MI. 48221. Feb. 2. 1983 Refer to Joe L. Edwards 432-56-4234 . Joe L. Edwar-ds 04254 Northwestern Station Detroit, MI.48 204 Notice to Beneficiary when an order of Garnishment is received.

Dear Mr. Edwards:

The Social Security Administration has been served with a Order of garnishment agai-nst your social security benefits issued by Wayne County Circuit. This garnishment proc-eeding was initiated by Annetta Edwards to satify a legal obligation you have incurred under terms of a judgment for unpaid child support.

Under section 459 of the social Security Act which became effective January 1, 1975, social security benefits may be garnished or attached in like manner and to the same extent as if the United States Government

were a private person, when such an action is brought to enforce a legal obligation which the beneficiary has to provide child support or alimony payments. SSA Must honor an order of garnishment issued by a court of proper jurisdiction. If you know of any reason why the above described order should not be honored, you should contact the issueing court contact the issueing court as soon as possible.

We will advise you shortly as to the adjustment, if any, in the amount of your social security benefits a result of this garnishment action.

Foot note this letter is unsigned by the Social Security Administration Branch office

Law Offices
MONASH AND MONASH. P.C
333 West Fort Street Suite 1400
Detroit, Michigan 48226

RICHARD A MONASH
ARONALD H. MONASH
HAROLD R. GOLDBERG

September 16, 1983

FORD MOTOR COMPANY-UAW
Retirement Board of Administration
1130 First National Building
660 Woodward Avenue
Detroit, Michigan 48226

Re: Joe Lee Edwards
Social Security # 432-56-4234

Dear Sirs:

Enclosed please find a true copy of an Order For Income Withholding, issued by the Circuit Court for the County of Wayne. if you have any questions concerning this matter, please contact me as soon as possible.

Very truly yours,

HAROLD R. GOLDBERG

HRG/tal

Enclosure This Letter Signed

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

ANNETTA EDWARDS,
Plaintiff,
-vs-
JOE LEE EDWARDS,
Defendant. /

HON. SHARON T.FINCH
CIVIL ACTION.
NO .73-244-027 DM
F.C. No.287603

HAROLD R. GOLDBERG (P24982)
DENNIS C. MITCHENOR (P30029)
Attonery for Defendant.

ORDER FOR INCOME WITHHOLDING

At a session of said Court, Held in the City-County Building, City of Detroit, County of Wayne, State of Michigan.

ON Sept. 12, 1983

PRESENT: HON. HONORABLE MARIANNE O.BATTANI

CIRCUIT COURT JUDGE

This cause having come on to be heard on September 6, 1983 and the Court being fully advised in the premises:

IT IS HEREBY ORDERED AND ADJUDGED that the Friend of the Court, GERHARD F. RITSEMA, is

Foot note DENNIS C. MITCHENOR(P 24982 was not the defendant attonery at all 9/12/83

appointed receiver for any and all monies received by the defendant, JOE LEE Edwards. all funds received by mr. Edwards shall be sent to the Friend of the Court and said monies shall be held in escrow until such time as a hearing is scheduled for the disbursement of this money to the appropriate parties.

IT IS FURTHER ORDERED AND ADJUDGED THAT copies of this Order shall be sent to the Ford Motor Pension Division, City Cab and the Social Security Administration. The above parties who receive this Order are obligated to send said money pursuant to MSA 25.176(11)(1) and MSA 25.164 (4). IT IS FURTHER ORDERED AND ADJUDGED that, Pursuant to MSA 25.164(10), The payer shall give the Office of the Friend of the Court the name and address of his/her employer. The payer shall immediately give to the Office of the Friend of the Court notice of the name and address of any subsequent Em ployer. IT IS FURTHER ORDERED AND ADJUDGED that the balance of the Judgment of Divorce

shall remain in full force and effect.

HONORABLE MARIANNE O. BATTANI

CIRCUIT COURT JUDGE

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

ANNETTA EDWARDS TURNER, Plaintiff, -vs- JOE LEE EDWARDS, Defendant,	HON. SHARON T. FINCH. CIVIL ACTION NO: 73-244-027 DM. F.C No.287603

HAROLD R, GOLDBERG (P24982)
Attonery For Plaintiff

ORDER FOR DISBURSEMENT OF FUNDS

At a session of said court, held in the City-County Building, City of Detroit.

ON FEB 1,1984

PRESENT: HON. WILLIAM LEO CAHALAN
CIRCUIT COURT JUDGE

This cause having come on to be heard on February 1, 1984, before the Honorable William Leo Cahalan, and the Court being fully advised in the premises:

IT IS HEREBY ORDERED AND ADJUDGED that all monies now being held by the friend of the Court as receiver shall be paid forthwith to the plaintiff, Annetta Edwards Turner, and said monies shall be sent to the office of Harold R. Goldberg, Attonery, 333 W.Fort St.

Suite 1400, Detroit, Michigan 48226.

IT IS FURTHER ORDERED AND ADJUDGED that any future monies received by the Friend of the Court as receiver shall be disbursed as follows, until all arrearages are paid in full

ONE HUNDRED DOLLARS ($100.00) per week to plaintiff, ANNETTA EDWARDS TURNER.

Balance to the defendant, JOE LEE EDWARDS.

IT ID FURTHER ORDERED AND ADJUDGED that the Friend of the Court is to recompute the Account to determine the exact arrearage.

IT IS FURTHER ORDERED AND ADJUDGED that the balance of all prior existing Orders shall remain in full force and effect.

WILLIAM LEO CAHALAN
CIRCUIT COURT JUDGE

LAW OFFICES
MONASH AND MONASH, P.C.
333 West Fort Street Suite 1400
Detroit, Michigan 48226

Ruchard A. Monash
Aronald H. Monash
Harold R. Goldberg

March 6, 1984

Mr. Joe L. Edwards
16625 Schaefer HWY.
Apt. 30
Detroit, MI.48235

Re: Annetta Edwards Turner -v-
Joe L. Edwards

Dear Mr. Edwards:

Enclosed please find a true copy of the Order Defendant's motion to void or in the alternative set aside order for the Disbursement of Disability Funds dated February 1,1984 ..

Very truly yours,

Harold R. Goldberg

HRG/tal
Enclosure

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WAYNE

ANNETTA EDWARDS TURNER,

-vs- Plaintiff,

JOE L. EDWARDS,

Defendant.

HON SHARON T. FINCH

CIVIL ACTION

NO. 73-244-027 DM

F.C. NO.287603

HAROLD R. GOLDBERG (P 24982)

Attonery for plaintiff,

JOE L. EDWARDS

DEFENDANT IN Pro per.

ORDER DENYING DEFENDANT'S MOTION TO VOID OR IN THE ALTERNATIVE SET ASIDE ORDER FOR THE DISBURSEMENT OF DISABILITY FUNDS DATED FEBRUARY 1, 1984.

AT a session of said Court, held in the City-County Building, City of Detroit, County of Wayne, State of Michigan.

ON MAR 5 1984

Present; HON THEODORE R. BOHN Circuit Court

This cause having come on to be heard on March 2, 1984 before the Honorable William LEO Cahalan, and the Court being fully advised in the premises:

IT IS HEREBY ORDERED AND ADJUDGED that the defendant's Motion to void or in the Alternative set aside order for the Disbursement of Disability Funds dated February 1, 1984 is hereby denied.

IT IS FURTHER ORDERED AND ADJUDGED that the balance of all prior Orders are to be in full force and effect.

THEODORE R. BOHN
CIRCUIT COURT JUDGE

DEPARTMENT OF (APPENDIX--E)
HEALTH EDUCATION AND WELFARE
SOCIAL SECURITY ADMINISTRATION

CLAIM NO.
432-56-4234

Date 2/21/73

This is to certify that the person(s) Named Below became Entitled to the Insurance benefits benefits Shown payable under Title II And XVIII of the Social Security Act.

Name And Address of payee as the claimant or as Representative of the claimant

Joe L. & Annetta Edwards
16800 Birwood
Detroit, Mich, 48221

Type of
BENEFITS
Disability

Date of
Entitlement
6/71

Monthly Benefits

6/71..... $265.20

9/72..... $318.30

Amount of First Check
$4177.13

Joe L. ---------- $227.40
$272.90

Annetta .... wife.....	9/72	$318.30
Annetta For		
Dwight E	6/71	$37.80
	9/72	$45.40
Rena M.	6/71	$37.80
	9/72	$45.40
Perrietta M.....	6/71	$37.80
	9/72	$45.40
Veronica L.	6/71	$37.80
	9/72	$45.40

Amount of first Check
Paid to: Annetta For
Childrens $2382. 00

The Change in benefits is due to the amendments to the Social Security Act. And adjustment in benefits may be necessary if you receive payment under a workmen's compensation plan. You Should notify us immediately when a decision is made on your workmen's compension claim.

This action supersedes our previous determination and is in accordance with the decision of the administrative law judge.

We are sending a copy of this to your attonery.

The right to receive social security benefits carry with it certain responsibilities. They are explained in the booklet carefully. Be sure that you understand clearly what you can expect by way of benefits, and what is to be expected of you. If you have any questions or wish additional information about your benefits, please get in touch with any social security office. Most question can be handled by telephone or mail. If you visit an office, however, please take this Certificate with you.

Robert M. Ball

Commission of Social Security.

APPENDIX--- F. Next Page

APPENDIX---F

Department Of Health, Education And Welfare.

Social Security Administration

P.O. Box 1075, Baltimore. Maryland 21203

BUREAU OF
DISABILITY INSURANCE

Refere to

IDI:676:TD-III MAY 23,1974

432-56-4234 HA

Mr. Joe L. Edwards
Box 159, College Park Station
Detroit, Michigan 48221

Dear Mr. Edwards:

This is in reference to your recent inquiry about the correctness of the check for $701.79 recently sent you.

as we previously informed you, a total of $2,186.37 was withheld from the past-due benefits for possible direct payment of attonery fees. An additional sum totalling $992.50 was withheld from the benefits of your wife and children.

When we were informed by the bureau of hearing an appeals that your attonery was authorized to charge and receive a fee in the amount of $900.00, we figured your share of this approved fee as $492.08, leaving $701.79 to be released to you ($1, 193. 87 minus $492.08 equals $701.79).

We did the same thing with the benefits withheld from your wife and children; that is, we subtracted their respective share of the approved fee from the amount withheld in order to find the amounts to be released to them.

Our review shows that the check for $701. 79 was correctly figured

Sincerely yours

Robert J. Duvall,

Director

Division of Reconsideration

PUBLISHER'S NOTE:

The following page is unavailable for filming;

24B

APPENDIX---G.

REPORT OF

CONFIDENTIAL SOCIAL SECURITY BENEFIT INFORMATION.

Information about a person's Social Security benefits is confidential by law. Except under certain circumstances specified by law and regulations, The Social Security Administration does not reveal such information to any person except the beneficiary involved, or his or her authorized repsentive.

Social SEcurity Claim Number Bic. Cl. 432-56-4234 Beneficary's Name and Address Annetta Edwards For, Veronica L. Edwards 16800 Birwood Detroit, MI. 48221.

1. Name of person or agency from whom a request for benefits information was received. ( ) Beneficary ( ) Other(Shown name and address).

The person or agency named in itim (1) above has requested information above your

benefits. The Information requested has been provided in the items checked (/) below and is being sent to you for your convenience. if you want the requesting agency(other than yourself) to have this information, you may show or send them, this official report.

2.(X) The gross amount of your monthly social security benefits is $179.20
the amount deducted for Medicare. is..$.0.
The net amount of your social security check each month is $179.20

3.(X) The above amount became effective.-
June, 1979,

Signature and Title Authorized Official.
W. Edwards Service Rep.
9768 Grand River Detroit, Michigan 48204
Telephone No. (313) 226-6707 4-24,1980

Corrections Department

Post Office Box 174

Plymouth, Michigan 48170

DECEMBER 28, 1983

Coleman A, Young, Mayor
City of Detroit,

TO WHOM IT MAY CONCERN

This letter is to verify that Joe L, Edwards DOB 9-2-36 was incarcerated in the Detroit, House of Correction for a sentence of 1-Year He was received by this institution 10-21-77 and will be released 8-19-78 with good time was

C/O% Glenn Weldon Social Service

APPENDIX-

STATE OF MICHIGAN
COURT OF APPEALS

APR. 30,1986

ANNETTA EDWARDS TURNER,
Plaintiff-Appellee.

-v-

No. 76865

JOE L. EDWARDS
Defendant-Appellant.

BEFORE: T.M. Burns P.J., and V.J.Brennan and W.A. Porter ,JJ. PER CURIAM.

Defendant, in pro per, appeals by right from a post-divorce judgment order, signed on March, 2, 1984, in Wayne County Circuit Court. The order denied defendant's motion to set aside an order disbursing his Social Security disability benefits to the Friend of the Court.

The parties in this matter were married on March 5, 1954. At the time of their divorce proceedings on July 29, 1974, the party had four living childrens. The judgment of divorce entered on August 30, 1974 gave custody of the childrens to plaintiff, ordered defendant

to pay $25 per week for the support of each of the minor childrens, and ordered defendant to pay for the children;s medical and dental care. Plaintiff was awarded the marital home and defendant was ordered to make the mortage payments on the home until the mortage was extinguished. Defendant was given a $3,000 lien in the home and no alimony was awarded to either party. After the divorce, defendant was chronically in arrears on the child support payments. This resulted in plaintiff seeking numerous court orders to find defendant guilty of contempt of court, requiring him to show cause why he refused to pay child support according to the divorce judgment and authorizing attachment against defendant for refusal to pay the continuously accruing child arrearages. By 1983, the amount of arrearage was claimed to be in excess of $20,000.

Defendant had apparently been collecting Social Security disability funds as a result

---

CIRCUIT Judge, sitting on the Court of Appeals by assignment

of a disability which existed from 1970 until the present time. The disability has apparently prevented him from being employed or earning income since that time. The lower court ordered garnishment of defendant's Social Security Administration payments to satify arrearages in his child support payments.

We first address defendant's claim on appeal that the trial court improperly signed the order for disbursement of his disability funds on ground that the court lack subject matter jurisdiction. Defendant contends that jurisdiction ended when his childrens reached the age of majority, even if the arrearages were outstanding. This Court has determined that such an arguement is without merit, Wasson v. Wasson, 52 Mich App 91; 216 NW2d 594 (1974). We note that defendant raised this issue in his prior appeal (Docket No.(69647).

We nex address defendant's assertion that the trial court improperly signed the order

for disbursement where his appeal was pending. The record is unclear as to whether defendant requested the trial court to set aside the February 1, 1984 order or whether he requested a stay pending resolution of the issues raised in his most recent appeal. At the hearing for defendant's motion to set aside the order, defendant contended that he was never notified of the February 1, 1984 matter before the trial judge as well as another matter in 1983, The trial judge indicated that because there was no dispute as to whether defendant owed the arrearage money to plaintiff, the motion to set aside would be denied.

This Court will not disturb denial of a motion for relief from a judgment absent a clear showing of an abuse of discretion. Colestock v Colestock, 135 Mich App 393, 400,354 NW2d 354 (1984) we do not believe that defendant has shown that the trial court abused its discretion where the trial court determined that there was no dispute regarding the

arrearages owed to plaintiff. Defendant does not dispute this determination. on appeal either. Pursuant to MCL 552.604: MSA 25.164 (4) and MCL 552.605: MSA 25.164(5), the court could have properly entered an order for income withholding or for the Friend of the Court to proceed under the Friend of the Court Act for arrearages, MCL 552.511; MSA 25. 176(11).

We nex address defendant's claim on appeal that the trial judge deprived him of due process and equal protection rights by signing the order of disbursement of his disability funds. Defendant claims that he was never notified before the order of February 1, 1984 was entered. The records on appeal does not indicate conclusively whether or not defendant was in fact notified before the order of February 1, 1984 was entered. we find that defendant has not properly substantiated either his due process or equal protection claim on appeal.

In Order for a defendant to substantiate

his due process claim, he must show: (1) The private interest that has been affected by the state action: (2) the Risk of an erroneous deprivation of such interests to the procedures used, and the probable value, if any, of additional procedural safeguard; and (3) the government's interests, including the function involved in the physical or administrative burdens that an additional procedural requirement would entail. Flumignan v DAIIE, 131 Mich App 212, 128; 345 NW2d 910 (1983), lv den 419 Mich 902 (1984). Here, by failing to provide a record on appeal which shows that defendant was denied notice, the second criteria of Flumignan has not been fullfilled.

Further, defendant's equal protection challenge is not properly substantiated on appeal because defendant has failed to show what sort of interest has been imparied or suspect classification imposed upon him. see peoples v Jacqueline Walker , 135 Mich App 267, 275 276: 354 NW@D 312 (1984) lv den 421 Mich 859

(1985). The remaining issues raised by defendant on appeal do not involve the March, 1984 order denying defendant's motion to set aside the February 1, 1984 order. Rather, the issues address other administrative and income-withholding orders of other court dating from the mid-70s through February 2, 1983. The issues are not properly brought in this appeal and we decline to review them.

We find that the trial court did not err in denying defendant's motion to set aside the February 1, 1984 order disbursing his Social Security disability benefits.

AFFIRMED.

/s/ THOMAS M. BURNS
/s/ VINCENT J. BRENNAN
/s/ WILLIAM A. PORTER

NOTICE OF APPEAL TO THE SUPREME COURT
OF THE UNITED STATES

JOE L. EDWARDS, APPELLANT

VS

ANNETTA EDWARDS TURNER, Appellee

MR. HAROLD R. GOLDBERG Attonery for appellee. 333 W. Fort Street Suite 1400 Detroit, MICHIGAN 48228

Notice is hereby given that Joe L. Edwards the appellant above-named, Hereby appeals to the Supreme Court of the United States from the final order of the Supreme Court the State of Michigan Which DENIED, Leave to appeal this Order was entered the 26, day of January 1987

This appeal is taken pursuant to Title 28, United States Code.Section 1257 (1)(2) and Title 28, United State Code. Section 2106.

DATED April 16 1987

JOE L. EDWARDS THE APPELLANT
20805 Plymouth
Detroit, Michigan 48228

NOTICE OF APPEAL TO THE SUPREME COURT
OF THE UNITED STATES

JOE L. EDWARDS, APPELLANT

VS

ANNETTA EDWARDS TURNER, APPELLEE

Mr. Ronald L. Dzierbicki Clerk of the Court of appeals State of Michigan Court of Appeals 600 Washington Square Building P.O. Box 30022 Lansing, Michigan 48909

Notice is hereby given that Joe L. Edwards the appellant above-named, hereby appeal to the Supreme Court of the United States from the final Order of the Supreme Court the State of Michigan which DENIED. Leave to appeal this Order was entered the 26, day of January 1987.

This Appeal is taken pursuant to Title 28, United State Code, Section 1257(1)(2) and Title 28, United States Code, Section 2106

Dated April 16 1987 No-76865

Joe L. Edwards

Joe L. Edwards the Appellant
20805 Rlymouth
Detroit, Michigan 48228

NOTICE OF APPEAL TO THE SUPREME COURT
OF THE UNITED STATES

JOE L. EDWARDS, APPELLANT

VS

ANNETTA EDWARDS TURNER, APPELLEE,

Mr. CORBIN R. DAVIS, Clerk of the Supreme Court of the State of Michigan

Notice is hereby given that Joe L. Edwards the appellant above- named, Hereby appeal to the Supreme Court of the United States from the final Order of the Supreme Court The State of Michigan which DENIED, Leave to appeal this Order was entered the 26 day of January 1987

THIS APPEAL IS TAKEN PURSUANT TO TITLE 28, United States Code, Section 1257 (1)(2) and Title 28, United States Code. Section 2106

Dated April 16 1987 No-79185(39)

Joe L. Edwards

JOE L. EDWARDS THE APPELLANT
20805 Plymouth
Detroit, Michigan 48228

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER Term, 1986

NO._____

JOE L. EDWARDS

APPELLANT (STATE SUPREME COURT

-VS-

(NO. 79185 (39)

ANNETTA EDWARDS TURNER

APPELLEE

AFFIDAVIT OF PROOF OF SERVICE BY MAIL

State of Michigan)
)ss
County of Wayne)

S Ct Rule 33(3)(c)

I Joe L. Edwards being duly sworn on oath deposes and says

1. That he is the appellant in the above-entitled appeal.

2. That on the 16th day of April 1987 he serve a true and correct copy of notice of appeal, upon appellee attonery's Harold R. Goldberg 333 West Fort Street Suite 1400 Detroit, Michigan 48226

3, That he served a true and correct copy

upon the State of Michigan Supreme Court plainly address to Clerk SUPREME COURT P.O. Box 30052 Lansing Michigan 48909

4. He served a true and correct Copy upon the Clerk of the Court of Appeals State of Michigan Court of appeals 600 washington Square Building P.O. Box 30022 Lansing, Michigan 48909 deponent futher says not.

Joe L. Edwards

Subscribed and sworn to be before me this 20th of April 1987

Geraldine M Perritino
Notary Public

Wayne County Michigan

My Commission Expires _____ 19__

GERALDINE M. PERRITINO
Notary Public, Wayne County, Mich.
Acting in Wayne County, Mich.
My Commission Expires February 4, 1991

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 1986

JOE L. EDWARDS NO._____

APPELLANT

V STATE OF MICHIGAN

ANNETTA EDWARDS TURNER SUPREME COURT

APPELLEE NO.79185(39)

Affidavit and Proof of Service by Mail S Ct Rule. 33(3)(c)

State of Michigan)
)
County of Wayne)

I Joe L. Edwards being first duly sworn on oath deposes and says

1. That I am the Appellant in the Above entile appeal.

2. That on the 20, day of April 1987 I served Three true and Correct Copys of the Foregoing appeal pursuant to Rule 33, Rule of the Supreme Court. Plainly address to Appellee Attonery's Harold R. Goldberg 333 West Fort Suite 1400 Detroit, Michigan 48226 and depositing the

sealed comerical envelope with three copy inside with postage fully pre paid in one of the United States Postal deposit Mail Boxes City of Detroit, Michigan deponent Further says not.

Rg L. Edwards

Subscribed And Sworn To be before me this 20th day of April 1987

Geraldine M Perrino
Notary Public

Wayne County Michigan

GERALDINE M. PERRINO
Notary Public Wayne County, Mich.
Acting in Wayne County, Mich.
My Commission Expires February 4, 1991

My Commission Expires, 19